



DAVI202.001PUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Whiley, et al.
App. No.	:	10/811,483
Filed	:	March 26, 2004
For	:	MANGO TREE NAMED 'B74'
Examiner	:	Unknown

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignees below (the "Assignees"). A true copy of the original Assignment of the above-captioned application from the inventors to the Assignees is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventors to the Assignees.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and

App. No. : 10/811,483
Filed : March 26, 2004

Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use Customer No. 20,995 for all communications.

PROMISED LAND AVOCADOS PTY LTD

Dated: 11/08/2004 By: [Signature]

Print Full Name: JOHN WILLIAM DORRIAN

Title: DIRECTOR.

Address: c/o Dorrian's Residence, Orchard Road
Childers, Queensland, 4660, Australia

STATE OF QUEENSLAND THROUGH
ITS DEPARTMENT OF PRIMARY
INDUSTRIES AND FISHERIES

Dated: 25 AUGUST 2004 By: [Signature]

Print Full Name: RON BEUK

Title: DEPUTY DIRECTOR - GENERAL (DELIVERY)

Address: P.O. Box 46
Brisbane, Queensland, 4001, Australia

S:\GCS\SGJSGJ-4032.DOC:dmb
062294



Application No.: 10/811,483
Filing Date: March 26, 2004

COPY
DO NOT RECORD
ASSIGNMENT

PATENT
Client Code: DAVI202.001PUS
Page 1


WHEREAS, We, Anthony William Whiley, an Australian citizen, residing at 287 Dulong Road, Nambour, Queensland 4560, Australia; and John W. Dorrian, an Australian citizen, residing at Dorrian Farms, P.O. Box 94, Childers, Queensland 4660, Australia, have invented certain new and useful improvements in MANGO TREE NAMED 'B74' for which we have filed an application for Letters Patent in the United States, Application No. 10/811,483;

AND WHEREAS, PROMISED LAND AVOCADOS PTY LTD, an Australian corporation, with its principal place of business c/o Dorrian's Residence, Orchard Road, Childers, Queensland 4660, Australia and STATE OF QUEENSLAND THROUGH ITS DEPARTMENT OF PRIMARY INDUSTRIES AND FISHERIES, an Australian corporation, with its principal place of business P.O. Box 46, Brisbane, Queensland 4001, Australia (hereinafter "ASSIGNEES"), desire to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEES, their successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent, Plant Variety Registrations, and like forms of variety protection, which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents, plant variety registrations, and like certificates on applications as aforesaid, to issue all Letters Patent, Plant Variety Registrations, and like forms of variety protection for said improvements to the said ASSIGNEES, their successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEES, their successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all related applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEES, their successors, legal representatives and assigns, to obtain and enforce proper patent, plant variety registration, and like protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 9th day of August, 2004


ANTHONY WILLIAM WHILEY

Signature of ANTHONY WILLIAM WHILEY witnessed by:



Witness #1

NOEL KENNETH WILLIAMS

Print full name of Witness #1

Residence Address of Witness #1

128 SUNBLIND CHASE
BUNDRINA 4575 QLD



Witness #2

PATRICIA ANNE WILLIAMS

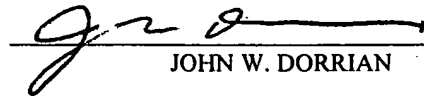
Print full name of Witness #2

Residence Address of Witness #2


128 SUNBLIND CHASE
BUNDRINA 4575 QLD

COPY
DO NOT RECORD

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 11 day of AUGUST, 2004


JOHN W. DORRIAN

Signature of JOHN W. DORRIAN witnessed by:


Witness #1

Ian Putt
Print full name of Witness #1

Residence Address of Witness #1

794 KNOXROE ROAD
CHILBERS QLD 4660


Witness #2

MARILYN L WICKHAM
Print full name of Witness #2

Residence Address of Witness #2

230 PROCKS RD
APPLE TREE CK QLD 4660